

Committee Room,
Austin, Texas, March 10, 1937.
Hon. Walter F. Woodul, President of
the Senate.

Sir: We, your Committee on En-
rolled Bills, have had S. B. No. 342
carefully examined and compared
and find same correctly enrolled.

WESTERFELD, Chairman.

Committee Room,
Austin, Texas, March 10, 1937.
Hon. Walter F. Woodul, President of
the Senate.

Sir: We, your Committee on En-
rolled Bills, have had S. C. R. No.
27 carefully examined and compared
and find same correctly enrolled.

WESTERFELD, Chairman.

Committee Room,
Austin, Texas, March 10, 1937.
Hon. Walter F. Woodul, President of
the Senate.

Sir: We, your Committee on En-
rolled Bills, have had S. B. No. 278
carefully examined and compared
and find same correctly enrolled.

WESTERFELD, Chairman.

Committee Room,
Austin, Texas, March 10, 1937.
Hon. Walter F. Woodul, President of
the Senate.

Sir: We, your Committee on En-
rolled Bills, have had S. B. No. 302
carefully examined and compared
and find same correctly enrolled.

WESTERFELD, Chairman.

Committee Room,
Austin, Texas, March 10, 1937.
Hon. Walter F. Woodul, President of
the Senate.

Sir: We, your Committee on En-
rolled Bills, have had S. C. R. No.
28 carefully examined and compared
and find same correctly enrolled.

WESTERFELD, Chairman.

Committee Room,
Austin, Texas, March 10, 1937.
Hon. Walter F. Woodul, President of
the Senate.

Sir: We, your Committee on En-
rolled Bills, have had S. C. R. No.
14 carefully examined and compared
and find same correctly enrolled.

WESTERFELD, Chairman.

THIRTY-SEVENTH DAY.

(Friday, March 12, 1937)

The Senate met at 10 o'clock a. m.,
pursuant to adjournment, and was
called to order by the President Pro
Tempore.

The roll was called, and the fol-
lowing Senators were present:

Aikin.	Oneal.
Beck.	Pace.
Brownlee.	Rawlings.
Burns.	Redditt.
Collie.	Roberts.
Cotten.	Shivers.
Davis.	Small.
Head.	Spears.
Hill.	Stone.
Holbrook.	Sulak.
Isbell.	Van Zandt.
Lemens.	Weinert.
Moore.	Westerfeld.
Neal.	Winfield.
Nelson.	Woodruff.
Newton.	

A quorum was announced present.

The invocation was offered by the
Chaplain.

Reading of the Journal of the pro-
ceedings of yesterday was dispensed
with, on motion of Senator Sulak.

Reports of Standing Committees

Reports on Senate Bills Nos. 376,
338, 331, 414, 119, 327, 339, 24, 164,
and 51, on House Bills Nos. 359,
263, 360, 273, 233, 244, 67, 507, 655,
487, 560, 451, and 176, on House
Concurrent Resolutions Nos. 37, 38,
39, 42, 41, 46, 45, 51, and 47, and on
Senate Concurrent Resolutions Nos.
41, 47, 36, 34, 15, were submitted
by the chairmen of the several com-
mittees to which they were referred.
(See appendix for reports in full.)

House Concurrent Resolution No. 51.

On motion of Senator Roberts,
and by unanimous consent, the regu-
lar order of business was suspended,
to take up for consideration at this
time the following resolution:

H. C. R. No. 51, Endorsing the
matters set forth in H. R. No. 1546
by Representative Marvin Jones, of
Texas, now pending before the Na-
tional Congress.

The President Pro Tempore laid the resolution before the Senate, it was read and was adopted.

Senate Concurrent Resolution No. 15.

On motion of Senator Holbrook, and by unanimous consent, the regular order of business was suspended to take up, for consideration at this time, the following resolution:

S. C. R. No. 15, Protesting approval of treaty relating to Great Lakes—St. Lawrence Waterway.

The President Pro Tempore laid the resolution before the Senate, and it was adopted.

Bills and Resolutions Signed.

The President Pro Tempore signed in the presence of the Senate, after giving due notice thereof, the following enrolled bills and resolutions:

S. B. No. 359, "An Act providing for the administration of oaths to witnesses by the President of the Senate or the Speaker of the House of Representatives, Chairman of a Committee of the Whole or of any committee of either, or both Houses of the Legislature, or any member thereof, by any member of either House in a matter pending before either House of which he is a member, or any committee thereof; refusal of any witness to testify to constitute a misdemeanor, and providing a penalty, etc., and declaring an emergency."

S. B. No. 57, "An Act providing for rural school supervisors in certain counties; prescribing how and for what length of term said supervisor shall be elected; prescribing the duties of said supervisors; prescribing the qualifications of said supervisors; prescribing the salaries of such supervisors; and prescribing other things incidental to said purpose, and declaring an emergency."

S. B. No. 258, "An Act authorizing Jimmie McKee of Parker County, Texas, to file suit, against the State of Texas and the State Highway Department for personal injuries sustained while employed by the Highway Department, placing the venue thereof in Travis County, Texas, and declaring an emergency."

S. B. No. 8, "An Act amending Acts 1933, Forty-third Legislature,

page 595, Chapter 195, by adding thereto an article known as Article 2326D providing the compensation of court reporters in certain judicial districts, and declaring an emergency."

S. C. R. No. 46, Directing sale of certain equipment by the Old Age Assistance Commission to the Texas Unemployment Compensation Commission.

S. C. R. N. 29, Authorizing Norton Lincecum to sue the State in Gonzales County.

S. C. R. No. 9, Granting the Master Petroleum Company, a corporation, and/or Floyd Casey, R. V. McClain and S. J. T. Smith, all of the stockholders in said corporation to bring suit against the State of Texas.

H. C. R. No. 55, In memory of J. K. Freeman of Cameron, Milam County.

H. C. R. No. 22, Granting permission to George Wieland, his heirs or assigns, to sue the State of Texas and the Agricultural and Mechanical College of the State of Texas, suit to be brought in Travis County, growing out of the construction of a dissecting laboratory and Stable "D" of the Veterinary Group of buildings for the Agricultural College.

H. B. No. 157, "An Act providing that in counties in this State having a population less than twenty-five thousand (25,000) inhabitants according to the last preceding census, and having a tax valuation exceeding Sixty Million (\$60,000,000) Dollars, according to the last approved tax roll of said county, that the District Attorney or Criminal District Attorney in such a county is authorized to appoint a Special Assistant District Attorney or Special Criminal Assistant District Attorney; prescribing the powers and duties, both general and special of said Assistant District Attorney or Assistant Criminal District Attorney; providing the amounts to be paid the said Assistant District Attorneys or Criminal Assistant District Attorneys as salaries; providing that said Assistant District Attorney or Assistant Criminal District Attorney shall be paid by warrants drawn upon the General Fund of such a county on certificate made by said District At-

torney or Criminal District Attorney to the County Judge thereof, and declaring an emergency."

Senate Bills on First Reading.

Senator Spears moved that the rule limiting the introduction of bills during the Regular Session be suspended, to permit the introduction at this time of two bills, the provisions of which he explained to the Senate.

(Senator Moore in the Chair.)

The motion prevailed by the following vote:

Yeas—31.

Aikin.	Oneal.
Beck.	Pace.
Brownlee.	Rawlings.
Burns.	Redditt.
Collie.	Roberts.
Cotten.	Shivers.
Davis.	Small.
Head.	Spears.
Hill.	Stone.
Holbrook.	Sulak.
Isbell.	Van Zandt.
Lemens.	Weinert.
Moore.	Westerfeld.
Neal.	Winfield.
Nelson.	Woodruff.
Newton.	

The following Senate bills were then introduced, read severally first time, and referred by the Presiding Officer to appropriate committees as indicated:

By Senator Spears:

S. B. No. 426, A bill to be entitled "An Act to amend Articles 4267, 4268, 4269, 4270, 4272, 4274, 4275, 4279, 4282, 4283 and 4284, of Chapter 12, Title 69, of the Revised Civil Statutes of Texas, relating to guardianship of persons of unsound mind and habitual drunkards, by extending the provisions thereof to persons mentally incompetent, etc., and declaring an emergency."

Referred to Committee on Civil Jurisprudence.

By Senator Spears:

S. B. No. 427, A bill to be entitled "An Act to amend Article 4285, of Chapter 13, Title 69, of the Revised

Civil Statutes of Texas, 1925, providing for the appointment and qualification of non-resident guardians of the estates of non-resident wards, in the State of Texas, and prescribing the procedure in such cases; so as to extend the provisions thereof to all classes and kinds of guardianships of estates of wards, whether such guardianships are authorized in this State or not, and validating all Acts and proceedings under this Chapter and Title heretofore, had or now pending, by adding Article 4285-a, and declaring an emergency."

Referred to Committee on Civil Jurisprudence.

The following (local) bill was introduced, read first time, and referred to the Committee on State Highways and Motor Traffic:

By Senator Brownlee:

S. B. No. 428, A bill to be entitled "An Act to create a more efficient Road Law for Burnet County, providing the payment of a tax of Three Dollars (\$3.00) by all persons in said county, subject to road duty under the General Laws, or the performance of certain manual labor on the road, in the discharge of said road duty; providing the manner of assessing and collecting said road tax, and providing a penalty for failure or refusal to perform said road duty, repealing all laws in conflict herewith, and declaring an emergency."

Senate Resolution No. 46.

Senator Oneal offered the following resolution:

Resolved, That Senate Rule No. 99-B be amended so that the sentence reading:

"It shall take the affirmative vote of a majority of the Members of the Senate to substitute a minority report for the majority report."

So as to read:

"It shall take the affirmative vote of a majority of the Members of the Senate present to substitute a minority report for the majority report."

The resolution was read and was referred by the Presiding Officer to the Committee on Rules.

Senate Resolution No. 47.

Senator Woodruff offered the following resolution:

Be it Resolved, That the Senate go into a Committee of the Whole Senate on Tuesday, March 16, 1937; and be it further

Resolved, That H. B. No. 167 and H. B. No. 53, and S. B. No. 22, be re-referred to the Committee of the Whole Senate, and that a public hearing be had thereon, before said Committee of the Whole Senate beginning at 9 a. m. on Tuesday, March 16, 1937.

The resolution was read and was transmitted to the President's table.

Senate Bill No. 193 with House Amendments.

Senator Winfield called up from the President's table S. B. No. 193, with House amendments, for consideration of the amendments.

The Presiding Officer laid the bill before the Senate, and the House amendments were read.

Senator Winfield moved that the Senate do not concur in the House amendments and that a free conference committee be requested to adjust the differences between the two Houses on the bill.

Senator Westerfeld moved that the Senate concur in the House amendments.

Senator Winfield moved to table the motion to concur.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—20.

Aikin.	Newton.
Brownlee.	Pace.
Collie.	Rawlings.
Head.	Redditt.
Holbrook.	Roberts.
Isbell.	Small.
Lemens.	Spears.
Moore.	Stone.
Neal.	Van Zandt.
Nelson.	Winfield.

Nays—5.

Burns.	Westerfeld.
Oneal.	Woodruff.
Sulak.	

Present—Not Voting.

Hill.

Absent.

Beck.	Shivers.
Cotten.	Weinert.
Davis.	

Question then recurring on the motion of Senator Winfield to non-concur and request a conference, it prevailed.

Accordingly, the Presiding Officer announced the appointment of the following conference committee on the part of the Senate:

Senators Winfield, Head, Stone, Spears and Westerfeld.

House Bill No. 36 Re-referred.

On motion of Senator Redditt, and by unanimous consent, H. B. No. 36 was re-referred from the Committee on Finance to the Committee on Public Health.

Message From the House.

A Clerk from the House was recognized to present the following message:

Hall of the House of Representatives,
Austin, Texas, March 12, 1937.

Hon. Will D. Pace, President Pro Tempore of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills and resolutions:

H. B. No. 81, A bill to be entitled "An Act to aid the Pease River Flood Control District, a State agency, in carrying out the purposes for which it was created by Chapter 420, General and Special Laws, First Called Session, Forty-fourth Legislature (S. B. No. 62 of said Session), including the acquiring of the lands, leases, easements and acquittances, rights-of-way, structures, buildings and equipment, and including the operation of structures, dams, reservoirs and canals, suitable, in so far as practicable, for the control of the flood waters of the Pease River watershed, declared to be a public calamity, granting and donating, with certain limitations, to said District for a period of two years all of the State ad valorem taxes in the following counties which otherwise would go into the General Revenue Fund of the State of Texas, namely: Cottle, Foard, Hardeman and Wil-

barger; said grant being contingent upon the receiving by said district of a grant or allotment from the United States of America on or before January 1, 1939, of a sum sufficient to effect the purpose of this Act, and declaring certain things incidental to said purposes; providing that the district shall not mortgage or otherwise encumber any of its property and that the district may sell a part of its property under certain conditions; and providing, except by a sale under such condition, no property or interest of the district shall come into the ownership or control of any person, firm or corporation other than a public authority created under the laws of the State of Texas; and providing that the property of the District shall at all times be exempt from forced sale; providing a penalty for the misapplication of the funds thus donated; providing for the investment of funds that the Board may determine it best to invest; providing for a system of accounting; providing for bond of the treasurer of the district to cover the funds herein donated; providing that the district shall not be required to give bond on appeal or for costs in condemnation proceedings; providing that the district shall allow free public ingress and egress to the property and impounded waters and that the right to engage in hunting, camping, fishing, boating and swimming thereon shall always be free to the public; providing that public roads, streets and State Highways now traversing the area covered by impounded waters shall remain open to the waters as public passage; requiring the district when acquiring lands for the strips of land on both sides of the reservoirs to be assigned to the State of Texas and controlled by the Game, Fish and Oyster Commission of the State of Texas to be kept open to the public at all times without charge; defining the word district, and declaring an emergency."

H. B. No. 158, A bill to be entitled "An Act granting and donating to each respective county of this State for a period of five years beginning with the taxable year 1937, all the State ad valorem taxes, not heretofore donated or appropriated to any county, district, city or other political subdivision, collected for general

revenue purposes upon the property and from persons in each respective county, including ad valorem taxes on rolling stock belonging to railroad companies, for the use of each respective county for the purposes of constructing improvements to prevent soil erosion, flood control, irrigation and drainage projects, reforestation and road building and further providing that said taxes shall be levied, assessed and collected in the manner now provided by law and that the assessor and collector in each county shall forward his report to the Comptroller covering said collections and shall pay over to the county treasurer of each respective county all moneys collected by him at the end of each month, except such amounts as may be allowed by the law for collecting and assessing said taxes; requiring said assessor and collector to forward a duplicate copy of the receipt given him by county treasurer for said moneys to the State Comptroller and defining the purposes and intention of this Act, and declaring an emergency."

(With engrossed riders.)

H. B. No. 427, A bill to be entitled "An Act authorizing and empowering the commissioners' court in counties having a population of more than three hundred thousand (300,000) and less than three hundred and fifty thousand (350,000) inhabitants according to the preceding Federal Census, to purchase fire trucks and other fire fighting equipment for the protection and preservation of bridges, warehouses, shops and other property located without the limits of any incorporated city or town and authorizing and empowering the commissioners' court to enter into contracts with any centrally located city in the county for the operation and maintenance of any such fire trucks and equipment and providing that the provisions of this Act are cumulative of all of the laws other than Special Laws and providing that in the event any Section, subdivision, paragraph, sentence, or clause be held unconstitutional, that the remaining portions thereof shall be valid, and declaring an emergency."

H. C. R. No. 53, Granting D. A. Snyder and Virginia Peters permis-

sion to sue the State of Texas and Board of Prison Commissioners of said State.

H. C. R. No. 56, Granting Walter P. Dickerson permission to bring suit against the State of Texas and Adjutant General's Department of the State of Texas.

H. C. R. No. 63, Granting the Enrolling Clerk permission to amend the caption of H. B. No. 268 to conform with the Senate amendment.

Respectfully submitted,

LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

House Bills on First Reading.

The following House Bills, received from the House today, were laid before the Senate, read severally first time, and referred to appropriate committees, as indicated:

H. B. No. 81, to Committee on State Affairs.

H. B. No. 158, to Committee on State Affairs.

H. B. No. 427, to Committee on Counties and County Boundaries.

House Concurrent Resolutions Nos. 53, 56 and 63.

The following resolutions, received from the House today, were laid before the Senate, read, and referred to the committees indicated:

H. C. R. No. 53, to Committee on State Affairs.

H. C. R. No. 56, to Committee on State Affairs.

House Concurrent Resolution No. 63.

On motion of Senator Redditt, and by unanimous consent, the regular order of business was suspended to take up, for consideration at this time, the following resolution:

H. C. R. No. 63, Authorizing change in enrolled copy of H. B. No. 268.

On motion of Senator Redditt and by unanimous consent, the Senate rule requiring concurrent resolutions to be referred to a committee was suspended, to permit consideration of the resolution at this time.

The resolution was adopted.

House Bill No. 100 on Second Reading.

On motion of Senator Neal and by unanimous consent, the regular

order of business was suspended to take up and have placed on its second reading and passage to third reading:

H. B. No. 100, A bill to be entitled "An Act making an emergency appropriation to supplement an appropriation made by the Regular Session of the Forty-fourth Legislature for the fiscal year ending August 31, 1937, found on page 1053, Acts of the Regular Session of the Forty-fourth Legislature; etc., and declaring an emergency."

The Presiding Officer laid the bill before the Senate; it was read second time and was passed to third reading.

House Bill No. 100 on Third Reading.

Senator Neal moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 100 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—24.

Brownlee.	Pace.
Burns.	Rawlings.
Collie.	Redditt.
Head.	Roberts.
Hill.	Small.
Holbrook.	Spears.
Lemens.	Stone.
Moore.	Sulak.
Neal.	Van Zandt.
Nelson.	Weinert.
Newton.	Winfield.
Oneal.	Woodruff.

Nays—4.

Aikin.	Isbell.
Beck.	Westerfeld.

Absent.

Cotten.	Shivers.
Davis.	

The Presiding Officer laid H. B. No. 100 before the Senate, on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—25.

Brownlee.	Head.
Burns.	Hill.
Collie.	Holbrook.

Isbell.	Roberts.
Lemens.	Small.
Moore.	Spears.
Neal.	Stone.
Nelson.	Sulak.
Newton.	Van Zandt.
Oneal.	Weinert.
Pace.	Winfield.
Rawlings.	Woodruff.
Redditt.	

Nays—3.

Aikin.	Westerfeld.
Beck.	

Absent.

Cotten.	Shivers.
Davis.	

House Bill No. 101 on Second Reading.

On motion of Senator Neal and by unanimous consent, the regular order of business was suspended, to take up and have placed on its second reading and passage to third reading:

H. B. No. 101, A bill to be entitled "An Act making an emergency appropriation to supplement an appropriation made by the Regular Session of the Forty-fourth Legislature for the fiscal year ending August 31, 1927, found on page 1053, Acts of the Regular Session of the Forty-fourth Legislature; said appropriation is to pay the salaries and other expenses of the inspection work incident to the eradication of the Mexican fruit fly, citrus canker, and other pests, and declaring an emergency."

The Presiding Officer then laid H. B. No. 101 before the Senate, and it was read second time.

Senator Redditt offered the following (committee) amendment to the bill:

Amend H. B. No. 101 by striking out the words and figures "Twelve Thousand (\$12,000.00) Dollars" wherever they appear, and inserting in lieu thereof the words and figures "Six Thousand (\$6,000.00) Dollars."

The (committee) amendment was adopted.

H. B. No. 101 was then passed to third reading.

House Bill No. 101 on Third Reading.

Senator Neal moved that the constitutional rule requiring bills to be

read on three several days be suspended and that H. B. No. 101 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—27.

Beck.	Pace.
Brownlee.	Rawlings.
Burns.	Redditt.
Collie.	Roberts.
Head.	Shivers.
Hill.	Small.
Holbrook.	Spears.
Isbell.	Stone.
Lemens.	Sulak.
Moore.	Van Zandt.
Neal.	Weinert.
Nelson.	Winfield.
Newton.	Woodruff.
Oneal.	

Nays—2.

Aikin.	Westerfeld.
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Absent.

Cotten.	Davis.
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The Presiding Officer laid H. B. No. 101 before the Senate, on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—26.

Brownlee.	Pace.
Burns.	Rawlings.
Collie.	Redditt.
Head.	Roberts.
Hill.	Shivers.
Holbrook.	Small.
Isbell.	Spears.
Lemens.	Stone.
Moore.	Sulak.
Neal.	Van Zandt.
Nelson.	Weinert.
Newton.	Winfield.
Oneal.	Woodruff.

Nays—3.

Aikin.	Westerfeld.
Beck.	

Absent.

Cotten.	Davis.
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Message From the House.

A Clerk from the House was recognized to present the following message:

Hall of the House of Representatives,
Austin, Texas, March 12, 1937.
Hon. Walter F. Woodul, President
of the Senate.

Sir: I am directed by the House
to inform the Senate that the House
has passed the following:

H. C. R. No. 64, A Concurrent
Resolution, Expressing appreciation
to Mr. W. Lee O'Daniel of Fort
Worth, Texas, for a song.

The House has concurred in Sen-
ate amendments to H. B. No. 174 by
a vote of 105 yeas, 2 nays.

Respectfully submitted,

LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

**Senate Bill No. 418 on Second
Reading.**

On motion of Senator Oneal and
by unanimous consent, the regular
order of business was suspended, to
take up and have placed on its sec-
ond reading and passage to engross-
ment:

S. B. No. 418, A bill to be entitled
"An Act making appropriation out
of the General Fund of the State
of Texas to pay the salaries and ex-
penses of the District Attorney of
the 30th Judicial District and the
Assistant District Attorney for
Archer and Young Counties in the
30th Judicial District, from January
1, 1937, to the end of the fiscal year,
August 31, 1937, both days inclu-
sive; and declaring an emergency."

The Presiding Officer laid the bill
before the Senate, it was read sec-
ond time and was passed to en-
grossment.

**Senate Bill No. 418 on Third
Reading.**

Senator Oneal moved to suspend
the constitutional rule requiring bills
to be read on three several days and
that S. B. No. 418 be placed on its
third reading and final passage.

The motion prevailed by the fol-
lowing vote:

Yeas—31.

Aikin.	Head.
Beck.	Hill.
Brownlee.	Holbrook.
Burns.	Isbell.
Collie.	Lemens.
Cotten.	Moore.
Davis.	Neal.

Nelson.	Spears.
Newton.	Stone.
Oneal.	Sulak.
Pace.	Van Zandt.
Rawlings.	Weinert.
Redditt.	Westerfeld.
Roberts.	Winfield.
Shivers.	Woodruff.
Small.	

The Presiding Officer then laid S.
B. No. 418 before the Senate, on its
third reading and final passage.

The bill was read third time and
was passed by the following vote:

Yeas—31.

Aikin.	Oneal.
Beck.	Pace.
Brownlee.	Rawlings.
Burns.	Redditt.
Collie.	Roberts.
Cotten.	Shivers.
Davis.	Small.
Head.	Spears.
Hill.	Stone.
Holbrook.	Sulak.
Isbell.	Van Zandt.
Lemens.	Weinert.
Moore.	Westerfeld.
Neal.	Winfield.
Nelson.	Woodruff.
Newton.	

**House Bill No. 131 on Passage to
Third Reading.**

(Unfinished Business.)

The Presiding Officer laid before
the Senate, as unfinished business,
on its passage to third reading (the
bill having been read second time on
yesterday):

H. B. No. 131, A bill to be entitled
"An Act amending Article 1119 of
the Revised Civil Statutes of Texas
of 1925, so as to make its provisions
apply to all incorporated cities or
towns incorporated under the Gen-
eral Laws of the State of Texas; pro-
viding that persons, companies or
corporations engaged in the tele-
phone business in incorporated cities
and towns shall be included in the
provisions of said Article; and to
limit the earnings of persons, com-
panies, or corporations coming
within the provisions of said Article
to an amount not exceeding a fair
return upon the fair value of the
property used and useful in render-
ing its service to the public, which

return shall never exceed eight per cent (8%) per annum; repealing all laws and parts of laws in conflict herewith; providing if any part of the Act is declared unconstitutional, it shall not affect the validity of the remainder of the Act, and declaring an emergency."

Senator Collie asked unanimous consent that all Senators having proposed amendments to the bill be permitted to submit them at this time and that they be printed in the Journal.

There was no objection offered.

Accordingly, the following proposed amendment to the bill was submitted by Senator Cotten:

Amend H. B. No. 131 by changing the period at the end of Article 1119 to a comma and adding the following language:

"Provided, however, that nothing herein shall be so construed as to interfere in any way with the right of cities and towns to make contracts with utilities stipulating the rate of return that such utilities may earn."

Question recurred—Shall H. B. No. 131 be passed to third reading?

Adjournment.

Pending an address of Senator Oneal on the question of whether the bill shall be passed to third reading, Senator Redditt asked Senator Oneal to yield for the purpose of allowing a request to be made for unanimous consent: That the Senate adjourn until next Monday and that Senator Oneal be allowed to continue to conclusion his address when the bill is laid before the Senate again on that day as unfinished business.

Senator Oneal yielded for the purpose requested.

Senator Rawlings then asked unanimous consent of the Senate: That the Senate adjourn until 2 o'clock p. m. next Monday, February 15, 1937, and that Senator Oneal be allowed to continue his address on that day as stated in the request of Senator Redditt.

There was no objection offered; and the Senate, at 12:30 o'clock p. m., adjourned until 2 o'clock p. m. Monday March 15, 1937, and it was

ordered that Senator Oneal be permitted to continue his address on that day as stated.

APPENDIX.

Bills Filed With Secretary of State.

Austin, Texas, March 11, 1937.

Hon. Bob Barker, Secretary of the Senate.

Dear Mr. Barker: Governor Allred has today signed the following bills and resolutions:

S. B. No. 415, by Senator Redditt.

S. B. No. 72, by Senator Woodruff.

S. B. No. 200, by Senator Hill.

S. B. No. 303, by Senator Brownlee.

S. C. R. No. 43, by Senator Newton.

H. B. No. 215, by Mr. Moffett.

H. C. R. No. 50, by Mr. Morris.

And the same have been filed in this department.

Yours very truly,

EDWARD CLARK,
Secretary of State.

Department of State,

State of Texas.

Austin, Texas, March 12, 1937.

Hon. Bob Barker, Secretary of the Senate.

Dear Sir: I submit herewith a list of bills and resolutions passed by the Forty-fifth Legislature which were filed in this office Thursday, March 11, 1937:

S. B. No. 72:

Vote in Senate, yeas 26, nays 0.

Vote in House, yeas 110, nays 2.

Date signed by the governor, March 11, 1937.

S. B. No. 200:

Vote in Senate, yeas 25, nays 0.

Vote in House, yeas 113, nays 1.

Date signed by the governor, March 11, 1937.

S. B. No. 303:

Vote in Senate, yeas 30, nays 0.

Vote in House, yeas 107, nays 1.

Date signed by the governor, March 11, 1937.

S. B. No. 415:

Vote in Senate, yeas 26, nays 0.

Vote in House, yeas 127, nays 0.

Date signed by the governor, March 11, 1937.

S. C. R. No. 43:
Vote in Senate, viva voce.
Vote in House, viva voce.
Date signed by the governor,
March 11, 1937.

H. B. No. 215.
Vote in Senate, yeas 30, nays 0.
Vote in House, yeas 115, nays 0.
Date signed by the governor,
March 11, 1937.

H. C. R. No. 50:
Vote in Senate, viva voce.
Vote in House, viva voce.
Date signed by the governor,
March 11, 1937.

Assuring you of my continuing
pleasure in performing this service
for the Senate of the State of Texas,
I am

Yours very truly,

EDWARD CLARK,
Secretary of State.

By: M. E. SANDLIN,
Assistant Secretary of State.

Department of State,
State of Texas.

Austin, Texas, March 12, 1937.
Hon. Bob Barker, Secretary of the
Senate.

Dear Mr. Barker: This is to ad-
vise you that Governor Allred has
today signed H. C. R. No. 55, by
Mr. Newton—a memorial to J. K.
Freeman, and the same has been
filed in this department.

Yours very truly,

EDWARD CLARK,
Secretary of State.

Reports of Standing Committees.

Committee Room,
Austin, Texas, March 11, 1937.
Hon. Will D. Pace, President Pro
Tempore of the Senate.

Sir: We, your Committee on
State Affairs, to whom was referred
S. B. No. 376, A bill to be entitled
"An Act to amend Article 6069, Re-
vised Civil Statutes of Texas, relat-
ing to the duties of the State Parks
Board, and declaring an emergency."

Have had the same under con-
sideration, and I am instructed to
report it back to the Senate with the
recommendation that it do pass and
be printed.

PACE, Chairman.

Committee Room,
Austin, Texas, March 11, 1937.
Hon. Will D. Pace, President Pro
Tempore of the Senate.

Sir: We, your Committee on
State Affairs, to whom was referred
S. B. No. 338, A bill to be entitled
"An Act to amend Article 6068 of
the Revised Civil Statutes of Texas,
and declaring an emergency."

Have had the same under con-
sideration, and I am instructed to
report it back to the Senate with the
recommendation that it do pass and
be printed.

PACE, Chairman.

Committee Room,
Austin, Texas, March 11, 1937.
Hon. Will D. Pace, President Pro
Tempore of the Senate.

Sir: We, your Committee on
State Affairs, to whom was referred
S. B. No. 331, A bill to be entitled
"An Act to amend Chapter 246, page
624, Acts of the Forty-fourth Legis-
lature, being Section 10 of Article
6066a, Subsections (b) and (c), and
amending Section 13, Article 6049e,
Revised Civil Statutes of 1925, as
amended, and declaring an emer-
gency."

Have had the same under con-
sideration, and I am instructed to
report it back to the Senate with
the recommendation that it do pass
and be printed.

PACE, Chairman.

Committee Room,
Austin, Texas, March 11, 1937.
Hon. Will D. Pace, President Pro
Tempore of the Senate.

Sir: We, your Committee on
State Affairs, to whom was referred
S. B. No. 327, A bill to be entitled
"An Act adopting the Uniform State
Law for Aeronautics, declaring
sovereignty in space above lands and
waters in this State to be in the
State of Texas; etc."

Have had the same under consid-
eration, and I am instructed to re-
port it back to the Senate with the
recommendation that it do pass and
be printed.

PACE, Chairman.

Committee Room,
Austin, Texas, March 11, 1937.
Hon. Will D. Pace, President Pro
Tempore of the Senate.

Sir: We, your Committee on
State Affairs, to whom was referred

H. B. No. 359, A bill to be entitled "An Act giving to W. N. Smith, for himself, and as next friend to Carl Smith, minor, of Chambers County, Texas, consent of the Legislature to file and prosecute a suit against the State of Texas and/or the State Highway Department, etc."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

PACE, Chairman.

Committee Room,

Austin, Texas, March 11, 1937.

Hon. Will D. Pace, President Pro Tempore of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred H. C. R. No. 38, Granting A. J. Lass permission to sue the State.

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

PACE, Chairman.

Committee Room,

Austin, Texas, March 11, 1937.

Hon. Will D. Pace, President Pro Tempore of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred H. C. R. No. 37, Granting C. A. Lanier permission to sue the State of Texas.

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

PACE, Chairman.

Committee Room,

Austin, Texas, March 11, 1937.

Hon. Will D. Pace, President Pro Tempore of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred S. C. R. No. 41, Granting permission to Charles Stewart and wife to sue the State of Texas and/or the Texas Relief Commission.

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

PACE, Chairman.

Committee Room,

Austin, Texas, March 11, 1937.

Hon. Will D. Pace, President Pro Tempore of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred H. C. R. No. 42, Granting Mrs. Pearl Crenshaw and others permission to sue the State of Texas and the State Highway Department.

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

PACE, Chairman.

Committee Room,

Austin, Texas, March 11, 1937.

Hon. Will D. Pace, President Pro Tempore of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred S. C. R. No. 47, Granting J. W. Lindley and wife, M. E. Pearl Lindley, permission to sue the State of Texas and the State Highway Department.

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

PACE, Chairman.

Committee Room,

Austin, Texas, March 11, 1937.

Hon. Will D. Pace, President Pro Tempore of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred H. C. R. No. 41, Granting permission to the Clement Grain Company of Waco, McLennan County, Texas, to sue the State.

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

PACE, Chairman.

Committee Room,

Austin, Texas, March 11, 1937.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred H. C. R. No. 45, Granting W. F. Sewell and wife, and J. C. Lewis permission to continue the suit against the State of Texas and the State Highway Commission of Texas.

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

PACE, Chairman.

Committee Room,
Austin, Texas, March 11, 1937.
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred H. C. R. No. 47, Granting Mrs. Patsy Bailey Smith the right to sue the State of Texas for compensation for the death of her husband, Earnest Jackson Smith, and the destruction of the Smith automobile.

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

PACE, Chairman.

Committee Room,
Austin, Texas, March 11, 1937.
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred H. C. R. No. 46, Granting permission that E. A. Eliot and wife continue suit brought by them against the State of Texas and the State Highway Commission of Texas.

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

PACE, Chairman.

Committee Room,
Austin, Texas, March 11, 1937.
Hon. Will D. Pace, President Pro Tempore of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred H. C. R. No. 39, Granting Mrs. Joe W. Taylor permission to sue the State of Texas, the State Highway Commission, and the County of McLennan.

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

PACE, Chairman.

Committee Room,
Austin, Texas, March 11, 1937.
Hon. Will D. Pace, President Pro Tempore of the Senate.

Sir: We, your Committee on State Affairs to whom was referred H. B. No. 263, A bill to be entitled "An Act to exempt from taxation the property owned or used exclusively and reasonably necessary in conducting any association engaged in promoting threefold religious, educational and physical development of boys and girls, young men or young women, operating under a State or National organization of like character, and all endowment funds of such institutions; exempting bonds, or mortgages, or land bought in under foreclosure sales; limiting such exemption of property bought in under foreclosure sales to two (2) years, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

PACE, Chairman.

Committee Room,
Austin, Texas, March 11, 1937.
Hon. Will D. Pace, President Pro Tempore of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred S. C. R. No. 36, Granting permission to the Clement Grain Company of Waco, McLennan County, Texas, to sue the State.

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

PACE, Chairman.

Committee Room,
Austin, Texas, March 11, 1937.
Hon. Will D. Pace, President Pro Tempore of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred S. C. R. No. 34, Granting Mrs. Pearl Crenshaw and others permission to sue the State of Texas and the State Highway Department.

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

PACE, Chairman.

Committee Room,

Austin, Texas, March 11, 1937.

Hon. Will D. Pace, President Pro Tempore of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 360, A bill to be entitled "An Act giving to Mrs. James Steel, a feme sole, consent of the Legislature to file and prosecute a suit against the State of Texas and/or the State Highway Commission in a Court of competent jurisdiction, in order to determine what compensation, if any, she, the said Mrs. James Steel, is entitled to receive by reason of damage done to her sixty acre farm by the Highway Department, etc."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

PACE, Chairman.

Committee Room,

Austin, Texas, March 11, 1937.

Hon. Will D. Pace, President Pro Tempore of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 273, A bill to be entitled "An Act to grant Mrs. Beulah Baker McFarland and husband, A. C. McFarland, and A. D. Baker and wife, Alty Baker, of Bell County, Texas, permission to bring suit against the State of Texas and the State Highway Department for damages for personal injury, etc."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

PACE, Chairman.

Committee Room,

Austin, Texas, March 11, 1937.

Hon. Will D. Pace, President Pro Tempore of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 233, A bill to be entitled "An Act authorizing Mrs. Fannie Williams, a widow, to sue the State of Texas and/or the State Highway Commission in its official capacity, on account of damages to Block 28-A Williams Addition to Waxahachie, Ellis County, Texas, by reason of the construction over and maintenance

across said lot of State Highway No. 6, etc."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

PACE, Chairman.

Committee Room,

Austin, Texas, March 11, 1937.

Hon. Will D. Pace, President Pro Tempore of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

S. B. No. 339, A bill to be entitled "An Act amending Article 6067 of the Revised Civil Statutes of 1925, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass with Committee Amendment No. 1, and be printed.

PACE, Chairman.

Committee Room,

Austin, Texas, March 11, 1937.

Hon. Will D. Pace, President Pro Tempore of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 244, A bill to be entitled "An Act granting M. L. Barrett of Bell County, Texas, permission to bring suit against the State of Texas, and the State Highway Department, in the District Court of Bell County, Texas, for damages sustained to his property, etc."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

PACE, Chairman.

Committee Room,

Austin, Texas, March 12, 1937.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Federal Relations, to whom was referred

H. C. R. No. 51, That the Legislature of Texas go on record as approving the matters set forth in H. R. No. 1546, and memorializing Congress to actively support such resolution.

Have had the same under consideration, and I am instructed to report it back to the Senate with the

recommendation that it do pass and be not printed.

WESTERFELD, Chairman.

Committee Room,
Austin, Texas, March 11, 1937.
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Federal Relations, to whom was referred S. C. R. No. 15,

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

WESTERFELD, Chairman.

Committee Room,
Austin, Texas, March 12, 1937.
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Commerce and Manufacturing, to whom was referred

S. B. No. 24, A bill to be entitled "An Act to protect trade mark owners, distributors and the general public against injuries and uneconomic practices in the distribution of articles of standard quality under a distinguished trade mark, brand or name, and to facilitate fair trade, defining certain terms, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

ROBERTS, Chairman.

Committee Room,
Austin, Texas, March 12, 1937.
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Labor, to whom was referred

S. B. No. 164, A bill to be entitled "An Act to amend Articles 5483 and 5486, Chapter 5, Title 90, of the Revised Civil Statutes of 1925, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

SHIVERS, Chairman.

Committee Room,
Austin, Texas, March 11, 1937.
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on

State Highways and Motor Traffic, to whom was referred

H. B. No. 67, A bill to be entitled "An Act amending Chapter 277, Acts of Regular Session of the Forty-second Legislature as heretofore amended, being known as the 'Motor Carrier Act,' by providing that said Motor Carrier Act shall not include and said Act shall not apply to a 'Private Commercial Carrier,' declaring that a Private Commercial Carrier is not transporting property for compensation or hire within the meaning and contemplation of said Motor Carrier Act and shall not be governed by any of the provisions of said Act applicable to a 'Motor Carrier' or 'Contract Carrier'; etc., and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass, but that the committee substitute hereto attached be passed in lieu thereof, and be printed.

RAWLINGS, Chairman.

Committee Room,
Austin, Texas, March 11, 1937.
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred

S. B. No. 51, A bill to be entitled "An Act repealing Article 6701-B, Section 1 of the Revised Civil Statutes of 1925, as enacted by the Acts of 1931; Forty-second Legislature, page 37, Chapter 225, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass.

SMALL, Chairman.

Committee Room,
Austin, Texas, March 11, 1937.
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred

H. B. No. 176, A bill to be entitled "An Act amending Article 2278 and 2282 of the 1925 Revised Civil Statutes of Texas, as heretofore amended, etc., and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the

recommendation that it do pass and be not printed.

SMALL, Chairman.

Committee Room,

Austin, Texas, March 10, 1937.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

H. B. No. 507, A bill to be entitled "An Act to validate the organization and creation of all Junior College Districts created in any manner under the provisions of the Acts of the Forty-first Legislature, 1929, Page 648, Chapter 290, and/or under any amendment thereof; validating all proceedings and acts of the board of trustees of all independent school districts heretofore taken by such boards of trustees in creating or undertaking to create Junior College Districts; validating all proceedings and acts of boards of trustees, boards of education, or other governing bodies of Junior College Districts heretofore taken; validating all bonds, voted, authorized and/or sold and/or now outstanding of said Districts; validating all tax levies made in behalf of said College Districts; making certain exceptions, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass with committee amendments and be printed.

COTTEN, Chairman.

Committee Room,

Austin, Texas, March 10, 1937.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

H. B. No. 655, A bill to be entitled "An Act providing for the amount that may be allowed by County Boards of Trustees to the County Superintendents of Public Instruction for expenditures for office and traveling expenses in certain counties according to the last preceding Federal census; repealing all laws and parts of laws, General or Special in conflict therewith, and declaring an emergency."

Have had the same under consideration, and I am instructed to re-

port it back to the Senate with the recommendation that it do pass and be printed.

COTTEN, Chairman.

Committee Room,

Austin, Texas, March 10, 1937.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

H. B. No. 487, A bill to be entitled "An Act validating an order of County School Board, transferring land out of Common School District No. 113, to Independent School District No. 6, in Wise County, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

COTTEN, Chairman.

Committee Room,

Austin, Texas, March 10, 1937.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

H. B. No. 560, A bill to be entitled "An Act increasing the amount that may be allowed by County Boards of Trustees to the County Superintendents of Public Instruction for expenditures for office and/or traveling expenses in counties with a population of not less than sixteen thousand, six hundred (16,600) and not more than seventeen thousand and sixty (17,060) according to the last preceding Federal census; repealing all laws or parts of laws in conflict herewith, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

COTTEN, Chairman.

Committee Room,

Austin, Texas, March 10, 1937.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

S. B. No. 414, A bill to be entitled "An Act validating certain Inde-

pendent and Junior College School Districts and tax assessments and tax levies in such districts; and creating an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

COTTEN, Chairman.

Committee Room,
Austin, Texas, March 10, 1937.
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

S. B. No. 119, A bill to be entitled "An Act to fix the maximum rate of taxes to be levied for school purposes and all independent school districts whether organized under general or special laws; repealing all laws in conflict herewith, both general and special, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass.

COTTEN, Chairman.

Committee Room,
Austin, Texas, March 10, 1937.
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

H. B. No. 451, A bill to be entitled "An Act providing for the amount that may be allowed by County Boards of Trustees to the County Superintendents of Public Instruction for expenditures for office and traveling expenses in certain counties according to the last preceding Federal census; repealing all laws and parts of laws, General or Special, in conflict herewith; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass with committee amendments and be printed.

COTTEN, Chairman.

Committee Room,
Austin, Texas, March 12, 1937.
Hon. Walter F. Woodul, President of the Senate.

Sir: We your Committee on En-

grossed Bills, have had S. C. R. No. 15 carefully examined and compared and find same correctly engrossed.

ROBERTS, Chairman.

Committee Room,
Austin, Texas, March 11, 1937.
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. C. R. No. 46 carefully examined and compared and find same correctly enrolled.

WESTERFELD, Chairman.

Committee Room,
Austin, Texas, March 11, 1937.
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 8 carefully examined and compared and find same correctly enrolled.

WESTERFELD, Chairman.

Committee Room,
Austin, Texas, March 11, 1937.
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. C. R. No. 9 carefully examined and compared and find same correctly enrolled.

WESTERFELD, Chairman.

Committee Room,
Austin, Texas, March 11, 1937.
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. C. R. No. 29 carefully examined and compared and find same correctly enrolled.

WESTERFELD, Chairman.

Committee Room,
Austin, Texas, March 11, 1937.
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 258 carefully examined and compared and find same correctly enrolled.

WESTERFELD, Chairman.

Committee Room,
Austin, Texas, March 11, 1937.
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 57 carefully examined and compared and find same correctly enrolled.

WESTERFELD, Chairman.

Committee Room,
Austin, Texas, March 11, 1937.
Hon. Walter F. Woodul, President of
the Senate.

Sir: We, your Committee on En-
rolled Bills, have had S. B. No. 359
carefully examined and compared
and find same correctly enrolled.

WESTERFELD, Chairman.

THIRTY-EIGHTH DAY.

(Monday, March 15, 1937)

The Senate met at 2 o'clock p.
m., pursuant to adjournment, and
was called to order by President
Woodul.

The roll was called and the follow-
ing Senators were present:

Aikin.	Pace.
Beck.	Rawlings.
Brownlee.	Redditt.
Burns.	Roberts.
Collie.	Shivers.
Cotten.	Small.
Head.	Spears.
Hill.	Stone.
Holbrook.	Sulak.
Isbell.	Van Zandt.
Lemens.	Weinert.
Moore.	Westerfeld.
Neal.	Winfield.
Nelson.	Woodruff.
Oneal.	

Absent—Excused.

Davis. Newton.

A quorum was announced present.

The invocation was offered by the
Chaplain.

Reading of the Journal of the pro-
ceedings of last Friday, March 12,
1937, was dispensed with, on motion
of Senator Aikin.

Leaves of Absence Granted.

Senators Davis and Newton were
granted leaves of absence for today
on account of illness, on motion of
Senator Aikin.

Senator Rawlings was granted
leave of absence for the remainder
of today and for tomorrow, on ac-
count of illness, on motion of Sena-
tor Small.

Reports of Standing Committees.

Reports on Senate Bills Nos. 50,
and 423 and on H. B. No. 36 were
submitted at this time by the chair-
men of the several committees to
which they were referred. (See ap-
pendix for reports in full.)

House Bill No. 131 on Passage to Third Reading.

(Unfinished Business.)

The President laid before the Sen-
ate, as unfinished business, on its
passage to third reading (the bill
having been read second time on
Thursday March 11, 1937):

H. B. No. 131, A bill to be entitled
"An Act amending Article 1119 of
the Revised Civil Statutes of Texas
of 1925, so as to make its provisions
apply to all incorporated cities or
towns incorporated under the Gen-
eral Laws of the State of Texas; pro-
viding that persons, companies or
corporations engaged in the tele-
phone business in incorporated cities
and towns shall be included in the
provisions of said Article; and to
limit the earnings of persons, com-
panies, or corporations coming
within the provisions of said Article
to an amount not exceeding a fair
return upon the fair value of the
property used and useful in render-
ing its service to the public, etc.;
repealing all laws and parts of laws
in conflict herewith; providing if any
part of the Act is declared unconsti-
tutional, it shall not affect the val-
idity of the remainder of the Act,
and declaring an emergency."

The bill was passed to third
reading.

House Bill No. 131 on Third Reading.

Senator Oneal moved to suspend
the constitutional rule requiring
bills to be read on three several days
and that H. B. No. 131 be placed on
its third reading and final passage.

The motion prevailed by the fol-
lowing vote:

Yeas—25.

Aikin.	Cotten.
Beck.	Head.
Brownlee.	Hill.
Burns.	Isbell.
Collie.	Lemens.